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June 14, 2022

Laura Remo, Associate Director  
Chief, Air Carrier Fitness Division  
Shabu Thomas  
U.S. Department of Transportation  
1200 New Jersey Avenue, SE  
Washington, DC 20590

Re: Request of Rhoades Aviation, Inc. d/b/a Transair for an Extension of the  
Dormancy Period under 14 C.F.R. § 204.7

Dear Ms. Remo and Mr. Thomas:

Rhoades Aviation, Inc. d/b/a Transair ("RAI") hereby respectfully requests a waiver from the one-year dormancy revocation provision of 14 C.F.R. § 204.7 for six months or until January 16, 2023.<sup>1</sup>

Under the Department's regulations, if an air carrier commences operations within one year after being found fit but then ceases operations, it shall not resume such operations until the Department determines that the carrier remains fit, willing, and able to perform such transportation. See 14 C.F.R. § 204.7(b). If an air carrier has not provided any type of air transportation for which it was found fit for one year, the air carrier "is deemed no longer to continue to be fit to provide the air transportation for which it was found fit and, accordingly, its authority to provide such air transportation shall be revoked." 14 C.F.R. § 204.7(a).

As explained below, RAI has been grounded since July 16, 2021, as a result of an OpSpecs amendment by the FAA that resulted in the suspension of RAI's Aircraft Inspection Program ("AIP"). Although RAI is working diligently to address FAA issues, completion of the necessary actions and gating items to resume flight operations will not be completed by the current one-year deadline of July 16, 2022. Accordingly, RAI requests this waiver and six-month extension of the one-year revocation deadline.

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<sup>1</sup> Letter from L. Remo, DOT, to R. Cohn, counsel for RAI, dated July 26, 2021 ("July 26 Letter").

## **Background**

RAI is a small family-owned and operated Part 121 air carrier that has provided all-cargo service within the Hawaiian Islands using B-737 freighter aircraft for many years. RAI holds Certificates of Public Convenience and Necessity to engage in interstate and foreign charter air transportation of property and mail. See DOT Order 2013-9-3. Until the recent suspension, the Transair family of carriers<sup>2</sup> had provided uninterrupted, vitally important all-cargo service for the Hawaiian Islands for over four decades.

RAI is owned by two revocable U.S. trusts. The Teimour Riahi Trust, dated July 1, 1993, as amended and restated, owns 50% of RAI, and the Marjan Azimi Trust, dated July 1, 1993, as amended and restated, owns 50% of RAI. These two trusts also own RAI's sister affiliate, Trans Executive Airlines of Hawaii ("Trans Executive"). The Trustee of the Teimour Riahi Trust is Mr. Teimour Riahi, RAI's Chief Executive Officer ("CEO"), and the Trustee of the Marjan Azimi Trust is Ms. Marjan Azimi, RAI's President. The primary and secondary beneficiaries of the Teimour Riahi Trust are Mr. Riahi and Ms. Azimi, respectively, and the primary and secondary beneficiaries of the Marjan Azimi Trust are Ms. Azimi and Mr. Riahi, respectively. Mr. Riahi and Ms. Azimi are U.S. Citizens, and have provided completed fitness questionnaires and resumes as part of **Exhibit RAI-1**. Completed fitness questionnaires for the Teimour Riahi Trust and the Marjan Azimi Trust as substantial interest holders are provided as **Exhibit RAI-2**.

The FAA amended RAI's OpSpecs, effective July 16, 2021, to remove one of RAI's required programs. This OpSpecs amendment required RAI to ground its B-737 fleet, and it has not operated since that amendment. The FAA subsequently amended another RAI OpSpecs to remove one of RAI's manuals and suspend another of its programs. The FAA recently issued a notice to RAI about a proposed certificate action. RAI has requested an informal conference with the FAA to discuss and challenge this proposed action, but that informal conference has not yet been scheduled.

## **Good Cause Supports Granting The Requested Waiver**

RAI has operated in the Hawaiian Islands for about a decade. RAI has been a critically important part of the inter-island air cargo network, providing an air cargo lifeline for many Hawaiian residents, communities, and businesses. It transports medicines, PPE, vaccines, essential day-to-day goods, other commercial products, and the U.S. mail, among other items. A completed fitness questionnaire for RAI is provided as **Exhibit RAI-3**.

RAI is, and has been, working diligently on revisions and updates to its manuals and programs to address the items that the FAA has claimed form the basis for the OpSpecs amendments. The CMT has provided feedback on the revised manuals, albeit in some instances taking up to 70 days or more to do so. Earlier this year, RAI hired at great expense the well-known, highly respected, and top-quality certification and manual firm, Cavok, to assist RAI with these manual/program actions and its efforts to resume flight operations. Cavok is one of just six FAA-qualified Part 121 certification consultants.<sup>3</sup>

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<sup>2</sup> RAI and Part 135 air carrier, Trans Executive Airlines of Hawaii, Inc.

<sup>3</sup> See FAA List of FAA Qualified Certification Consultants, dated April 14, 2022 ("The FAA has found these certification consultants to be qualified to assist air carrier applicants in preparing for the part 121 air carrier certification process. Although using FAA qualified certification consultants is not required, the use of

The revisions and updates to the manuals and programs are ongoing, but those revisions/updates and the resolution of the proposed certificate action will not be finished by the one-year anniversary of RAI's cessation of operations on July 16, 2022. Accordingly, RAI respectfully submits that good cause exists for a waiver of the dormancy revocation deadline for at least 6 months or until at least January 16, 2023.

Accordingly, for the reasons set forth above, RAI respectfully requests a waiver of the one-year revocation deadline and a six-month extension until January 16, 2023.

Respectfully submitted,



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Patrick R. Rizzi  
Robert E. Cohn  
HOGAN LOVELLS US LLP  
555 Thirteenth Street, NW  
Washington, DC 20004

Counsel for  
Rhoades Aviation, Inc. d/b/a Transair

cc: Dockets DOT-OST-2011-0216, 2012-0129

## **EXHIBIT RAI-1**

**DOT FITNESS EVALUATION  
KEY PERSONNEL COMPLIANCE QUESTIONNAIRE**

***NOTE*** Your responses to this questionnaire will be made part of a notification to the United States Department of Transportation ("DOT") under 14 CFR 204.3 and 204.5 regarding the Application and Notice of Rhoades Aviation, Inc. d/b/a Transair (the "Company" or "RAI"). Please answer all questions fully and completely. If more detailed responses are required or requested, please use the attached "Detailed Response Sheet". Once you have answered all questions fully and completely, please sign and date your questionnaire responses.

**1. Your Name and Address:**

Teimour Riahi  
3087 Noela Drive  
Honolulu, HI 96815

**2. Title or Position at RAI:**

CEO and Board member

**3. Please attach a current resume detailing your experience, expertise, and prior/current employment. There should be no unexplained gaps in your resume chronology. A resume is attached:**

Yes ☒ No ☐ (check (✓) one)

**4. Please state the number of shares of RAI's stock (voting and/or non-voting) held or to be held by you and the percentage of the total number of such shares issued and outstanding, and the citizenship and principal business of any person for whose account, if other than the holder, such interest is held :**

50% of RAI's shares through the Teimour Riahi Trust, dated July 1, 1993, as amended and (if none, please so state) restated

**5. Are you a citizen of the United States:**

Yes ☒ No ☐ (check (✓) one)

If you are not a citizen of the United States, please indicate your nationality:

**6. Please identify and describe all officerships, directorships, shares of stock (if 10 percent or more of total voting stock outstanding), and other interests you hold or have held in any air carrier, foreign air carrier, common carrier, person substantially engaged in the business of aeronautics or persons whose principal business (in purpose or fact) is the holding of stock in or control of any air carrier, common carrier or person substantially engaged in the business of aeronautics:**

50% of the shares of Trans Executive Airlines of Hawaii (TEA); Board Member, CEO, and President of TEA; Trustee of the Teimour Riahi Trust"

7. Are there any pending actions or outstanding judgments against you for more than \$5,000?

Yes \_\_\_\_\_ No ☒ (check (√) one)

*If your answer is "Yes", please list all such actions and outstanding judgments, including the date and amount of each such action and judgment, the party to whom it is payable, and how long it has been outstanding.*

8. Are there any pending actions or outstanding judgments against you of less than \$5,000?

Yes \_\_\_\_\_ No ☒ (check (√) one)

*If your answer is "Yes", please supply the total number and aggregate amount of all such actions and outstanding judgments.*

9. Are there any pending investigations, enforcement actions or formal complaints involving you by the U.S. Department of Transportation and/or the Federal Aviation Administration? For such matters involving Rhoades Aviation, see Rhoades questionnaire responses.

Yes \_\_\_\_\_ No ☒ (check (√) one)

*If your answer is "Yes", please describe each such investigation, complaint or action, indicate its current status or final disposition, and describe any corrective actions taken.*

10. Have any charges of unfair, deceptive or anticompetitive business practices, or of fraud, felony or antitrust violations, been brought against you in the past 10 years.

Yes \_\_\_\_\_ No ☒ (check (√) one)

*If your answer is "Yes", please describe and indicate the current status/disposition of each such charge or proceeding.*

11. Have you experienced any aircraft accidents or incidents (as defined in the National Transportation Safety Board Regulations, 49 CFR 830.2), which occurred either during the past year or at any time in the past and which remain under investigation by the FAA, the NTSB, or by the Company itself.

Yes ☒ No \_\_\_\_\_ (check (√) one)

*If your answer is "Yes", please describe*



Signature

6/8/22

Date

Teimour Riahi, CEO

Name/Title [Print]

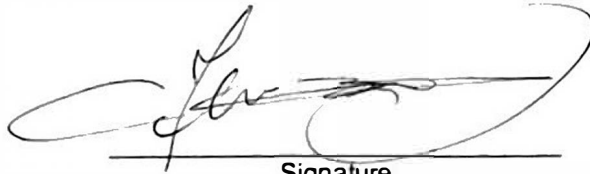
## Detailed Response Sheet

Teimour Riahi

[Name]

Question No. 11 :

On July 2, 2021, at 0206 HST N810TA 737-200 landed in the water off the Honolulu Airport. The crew was rescued and there were no fatalities. The accident is currently under investigation by the National Transportation Safety Board.

A handwritten signature in black ink, appearing to read 'Teimour Riahi', written over a horizontal line.

Signature

6/8/22

Date

Teimour Riahi  
3087 Noela St.  
Honolulu, HI 96815

## Experience

<i>Trans Executive Airlines of Hawaii, Inc. d/b/a Transair</i>	<i>1982 – Present</i>
<i>Rhoades Aviation, Inc. d/b/a Transair</i>	<i>2012 – Present</i>

Founder, President & CEO of Trans Executive Airlines of Hawaii, serving as Director of Operations since its founding. Since 2012, Mr. Riahi has also served as CEO of Rhoades Aviation, Trans Executive's newly acquired sister air carrier. Mr. Riahi initially operated Transair as a single-pilot cargo carrier utilizing a leased Piper Cherokee 6 aircraft. In 1985, with the addition of more aircraft, he became its Chief Pilot. During the period 1985-1993, Transair added three Cessna 402 aircraft and obtained commuter authority, providing scheduled passenger service in addition to its on-demand air cargo operations. In 1997, Mr. Riahi discontinued Transair's commuter passenger operations in order to further expand its air cargo activities, and acquired Transair's first Short 360 freighter. Subsequently, under Mr. Riahi's continued leadership, between 1999 and 2009, Transair acquired more Short 360 freighter aircraft and, in 2004, commenced on-demand and air charter passenger service in Hawaii with the addition of a 30-seat Short 360 passenger aircraft. Transair's passenger service was further expanded in 2006 with the addition of a second 30-seat Short 360 aircraft. In 2013, Rhoades Aviation commenced large airplane all-cargo service in Hawaii using Boeing 737-200 C freighter aircraft. Under Mr. Riahi's leadership, Rhoades operates four such aircraft today, which has significantly enhanced Transair's intra-Hawaii all-cargo services.

<i>Freelance Flight Instructor</i>	<i>1979 – 1982</i>
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Provided Cessna, Piper and Mooney flight instruction within the State of Hawaii prior to founding Transair.

<i>Airspeed Hawaii</i>	<i>1979 – 1980</i>
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Piper Aztec PA23-250 line captain for Part 135 all-cargo carrier.

<i>Imperial Aero Club</i>	<i>1977 – 1978</i>
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Responsible for crew scheduling and day-to-day flight department operations for the Imperial Aero Club in Tehran.

## Education and Certification

- Masters Degree in Business Administration, Tehran University, 1977
- Bachelors Degree in Economics, 1975
- FAA ATPL License #2281284 Aircraft Single and Multi Engine Land Instrument Airplane
- Flight Instructor
- SD3 & 737 Type Rating



**DOT FITNESS EVALUATION  
KEY PERSONNEL COMPLIANCE QUESTIONNAIRE**

**NOTE:** Your responses to this questionnaire will be made part of a notification to the United States Department of Transportation ("DOT") under 14 CFR 204.3 and 204.5 regarding the Application and Notice of Rhoades Aviation, Inc. d/b/a Transair (the "Company" or "RAI"). **Please answer all questions fully and completely.** If more detailed responses are required or requested, please use the attached "Detailed Response Sheet". Once you have answered all questions fully and completely, **please sign and date your questionnaire responses.**

**1. Your Name and Address:**

Marjan Azimi  
3087 Noela Drive  
Honolulu, HI 98815

**2. Title or Position at RAI:**

President and Board Member

**3. Please attach a current resume detailing your experience, expertise, and prior/current employment. There should be no unexplained gaps in your resume chronology. A resume is attached:**

Yes ☒ No ☐ (check (√) one)

**4. Please state the number of shares of RAI's stock (voting and/or non-voting) held or to be held by you and the percentage of the total number of such shares issued and outstanding, and the citizenship and principal business of any person for whose account, if other than the holder, such interest is held :**

50% of RAI's shares through the Marjan Azimi Trust, dated July 1, 1993, as amended and restated (if none, please so state)

**5. Are you a citizen of the United States:**

Yes ☒ No ☐ (check (√) one)

If you are not a citizen of the United States, please indicate your nationality:

**6. Please identify and describe all officerships, directorships, shares of stock (if 10 percent or more of total voting stock outstanding), and other interests you hold or have held in any air carrier, foreign air carrier, common carrier, person substantially engaged in the business of aeronautics or persons whose principal business (in purpose or fact) is the holding of stock in or control of any air carrier, common carrier or person substantially engaged in the business of aeronautics:**

50% of the shares of Trans Executive Airlines of Hawaii (TEA); Board Member of TEA; Trustee of the Marjan Azimi Trust

7. Are there any pending actions or outstanding judgments against you for more than \$5,000?

Yes \_\_\_\_\_ No X (check (√) one)

*If your answer is "Yes", please list all such actions and outstanding judgments, including the date and amount of each such action and judgment, the party to whom it is payable, and how long it has been outstanding.*

8. Are there any pending actions or outstanding judgments against you of less than \$5,000?

Yes \_\_\_\_\_ No X (check (√) one)

*If your answer is "Yes", please supply the total number and aggregate amount of all such actions and outstanding judgments.*

9. Are there any pending investigations, enforcement actions or formal complaints involving you by the U.S. Department of Transportation and/or the Federal Aviation Administration? For such matters involving Rhoades Aviation, see Rhoades questionnaire responses.

Yes \_\_\_\_\_ No X (check (√) one)

*If your answer is "Yes", please describe each such investigation, complaint or action, indicate its current status or final disposition, and describe any corrective actions taken.*

10. Have any charges of unfair, deceptive or anticompetitive business practices, or of fraud, felony or antitrust violations, been brought against you in the past 10 years.

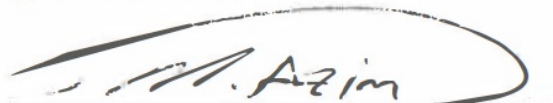
Yes \_\_\_\_\_ No X (check (√) one)

*If your answer is "Yes", please describe and indicate the current status/disposition of each such charge or proceeding.*

11. Have you experienced any aircraft accidents or incidents (as defined in the National Transportation Safety Board Regulations, 49 CFR 830.2), which occurred either during the past year or at any time in the past and which remain under investigation by the FAA, the NTSB, or by the Company itself.

Yes X No \_\_\_\_\_ (check (√) one)

*If your answer is "Yes", please describe.*

  
Signature

6/08/22

Date

Marjan Azimi President

Name/Title [Print]

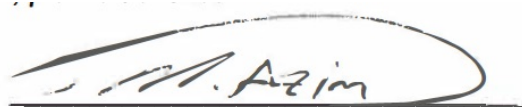
## Detailed Response Sheet

Marjan Azimi

[Name]

Question No. 11:

On July 2, 2021, at 0206 HST N810TA 737-200 landed in the water off the Honolulu Airport. The crew was rescued and there were no fatalities. The accident is currently under investigation by the National Transportation Safety Board.

A handwritten signature in black ink, appearing to read "M. Azimi", is written over a horizontal line.

Signature

6/08/22

Date

**Marjan Azimi**  
3087 Noela Street  
Honolulu, HI 96815

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**PROFESSIONAL**

**RHOADES AVIATION - 2012 - PRESENT**  
President, Board Member

**TRANS EXECUTIVE AIRLINES OF HAWAII 1988 - PRESENT**  
Board Member

**TRANS EXECUTIVE AIRLINES OF HAWAII**  
Chief Financial Officer 2006 - 2012  
Controller - 1997 - 2006

**Kaiser Permanente – Hawaii Region – 1988 - 1997**  
Senior Internal Auditor

**State of California Department of Health Services – 1986 - 1988**  
Staff Auditor

**EDUCATION**

**CALIFORNIA STATE UNIVERSITY - NORTHRIDGE**  
Bachelor of Science in Accounting  
1986

**CERTIFICATES**

Certified Public Accountant (CPA)  
Certified Fraud Examiner (CFE)

**COMMUNITY  
SERVICE**

The Pantry by Feeding Hawaii Together  
Hawaii Meals on Wheels

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## **EXHIBIT RAI-2**

**DOT FITNESS EVALUATION  
SUBSTANTIAL INTEREST HOLDER COMPLIANCE QUESTIONNAIRE**

**NOTE:** "Substantial Interest Holder" means any person who has beneficial control of 10% or more of the outstanding voting stock of Rhoades Aviation, Inc. d/b/a Transair (the "Company" or "RAI"). Your responses to this questionnaire will be made part of an Application and Notice to the United States Department of Transportation ("DOT") under 14 CFR 204.3 and 204.5. **Please answer all questions fully and completely.** If more detailed responses are required or requested, please use the attached "Detailed Response Sheet". Once you have answered all questions fully and completely, **please sign and date your questionnaire responses**.

**1. Name and Address of the Substantial Interest Holder:**

Teimour Riahi Trust, dated July 1, 1993, as amended and restated

PO Box 29239

Honolulu, HI 96820

**2. Title or Position of Individual Signing this Questionnaire on behalf of the Substantial Interest Holder:**

Trustee

**3. Is the Substantial Interest Holder a citizen of the United States<sup>1</sup>?**

Yes ☒ No ☐ (check (✓) one)

If the Substantial Interest Holder is not a citizen of the United States, please state the Substantial Interest Holder's nationality/citizenship: \_\_\_\_\_

**4. Please state the number of shares of the Company's voting stock held or to be held by the Substantial Interest Holder, the corresponding percentage of the total number of such shares issued and outstanding, and the citizenship and principal business of any person for whose account, if other than the Substantial Interest Holder, such interest is held:**

50% owner of Rhoades Aviation

<sup>1</sup> Under the U.S. Aviation Code, "citizen of the United States" means—

(A) an individual who is a citizen of the United States;

(B) a partnership each of whose partners is an individual who is a citizen of the United States; or

(C) a corporation or association organized under the laws of the United States or a State, the District of Columbia, or a territory or possession of the United States, of which the president and at least two-thirds of the board of directors and other managing officers are citizens of the United States, which is under the actual control of citizens of the United States, and in which at least 75 percent of the voting interest is owned and controlled by persons that are citizens of the United States.

5. Is the Substantial Interest Holder related by blood or marriage to any other Substantial Interest Holder? If yes, state the name of, and relationship with, each other Substantial Interest Holder.

Yes ☒ No ☐ (check (✓) one)

Mr. Riahi and Ms. Azimi are married

6. Is the Substantial Interest Holder or any subsidiary currently, or has it in the past been, an air carrier, foreign air carrier, common carrier, or substantially engaged in the business of aeronautics, or an officer or director of any such entity, or a holder of 10% or more of the total outstanding voting stock of any such entity? If yes, explain.

Yes ☒ No ☐ (check (✓) one)

The Teimour Riahi Trust also owns 50% of Trans Executive Airlines of Hawaii

7. Are there any pending actions or outstanding judgments against the Substantial Interest Holder for more than \$5,000?

Yes ☐ No ☒ (check (✓) one)

*If your answer is "Yes", please list all such actions and outstanding judgments, including the date and amount of each such action and judgment, the party to whom it is payable, and how long it has been outstanding.*

8. Are there any pending actions or outstanding judgments against the Substantial Interest Holder of less than \$5,000?

Yes ☐ No ☒ (check (✓) one)

*If your answer is "Yes", please supply the total number and aggregate amount of all such actions and outstanding judgments.*

9. Are there any pending investigations, enforcement actions or formal complaints by the U.S. Department of Transportation and/or the Federal Aviation Administration involving the Substantial Interest Holder?

Yes ☐ No ☒ (check (✓) one)

*If your answer is "Yes", please describe each such investigation, complaint or action, indicate its current status or final disposition, and describe any corrective actions taken.*

10. Have any charges of unfair, deceptive or anticompetitive business practices, or of fraud, felony or antitrust violations, been brought against the Substantial Interest Holder in the past 10 years?

Yes ☐ No ☒ (check (✓) one)

11. Has the Substantial Interest Holder experienced any aircraft accidents or incidents (as defined in the National Transportation Safety Board Regulations, 49 CFR 830.2), which occurred either during the past year or at any time in the past and which remain under investigation by the FAA, the NTSB, or by the involved company itself?

Yes ☒ No ☐ (check (✓) one)

If your answer is "Yes", please describe.

A handwritten signature in black ink, appearing to be "Teimour Riahi", written over a horizontal line.

Signature

6/03/22

Date

Teimour Riahi Trust

Name/Title [print]



## Detailed Response Sheet

Teimour Riahi Trust

[Name]

Question No. 11 :

On July 2, 2021, at 0206 HST N810TA 737-200 landed in the water off the Honolulu Airport. The crew was rescued and there were no fatalities. The accident is currently under investigation by the National Transportation Safety Board



Signature

6/03/22

Date

**DOT FITNESS EVALUATION  
SUBSTANTIAL INTEREST HOLDER COMPLIANCE QUESTIONNAIRE**

**NOTE:** "Substantial Interest Holder" means any person who has beneficial control of 10% or more of the outstanding voting stock of Rhoades Aviation, Inc. d/b/a Transair (the "Company" or "RAI"). Your responses to this questionnaire will be made part of an Application and Notice to the United States Department of Transportation ("DOT") under 14 CFR 204.3 and 204.5. **Please answer all questions fully and completely.** If more detailed responses are required or requested, please use the attached "Detailed Response Sheet". Once you have answered all questions fully and completely, **please sign and date your questionnaire responses.**

**1. Name and Address of the Substantial Interest Holder:**

Marjan Azimi Trust, dated July 1, 1993, as amended and restated  
PO Box 29239  
Honolulu, HI 96793

**2. Title or Position of Individual Signing this Questionnaire on behalf of the Substantial Interest Holder:**

Trustee

**3. Is the Substantial Interest Holder a citizen of the United States<sup>1</sup>?**

Yes ☒ No ☐ (check (✓) one)

If the Substantial Interest Holder is not a citizen of the United States, please state the Substantial Interest Holder's nationality/citizenship: \_\_\_\_\_

**4. Please state the number of shares of the Company's voting stock held or to be held by the Substantial Interest Holder, the corresponding percentage of the total number of such shares issued and outstanding, and the citizenship and principal business of any person for whose account, if other than the Substantial Interest Holder, such interest is held:**

50% owner of Rhoades Aviation

<sup>1</sup> Under the U.S. Aviation Code, "citizen of the United States" means—

(A) an individual who is a citizen of the United States;

(B) a partnership each of whose partners is an individual who is a citizen of the United States; or

(C) a corporation or association organized under the laws of the United States or a State, the District of Columbia, or a territory or possession of the United States, of which the president and at least two-thirds of the board of directors and other managing officers are citizens of the United States, which is under the actual control of citizens of the United States, and in which at least 75 percent of the voting interest is owned and controlled by persons that are citizens of the United States.

5. Is the Substantial Interest Holder related by blood or marriage to any other Substantial Interest Holder? If yes, state the name of, and relationship with, each other Substantial Interest Holder.

Yes ☒ No ☐ (check (✓) one)

Mr. Riahi and Ms. Azimi are married.

6. Is the Substantial Interest Holder or any subsidiary currently, or has it in the past been, an air carrier, foreign air carrier, common carrier, or substantially engaged in the business of aeronautics, or an officer or director of any such entity, or a holder of 10% or more of the total outstanding voting stock of any such entity? If yes, explain.

Yes ☒ No ☐ (check (✓) one)

The Marjan Azimi Trust also owns 50% of Trans Executive Airlines of Hawaii

7. Are there any pending actions or outstanding judgments against the Substantial Interest Holder for more than \$5,000?

Yes ☐ No ☒ (check (✓) one)

*If your answer is "Yes", please list all such actions and outstanding judgments, including the date and amount of each such action and judgment, the party to whom it is payable, and how long it has been outstanding.*

8. Are there any pending actions or outstanding judgments against the Substantial Interest Holder of less than \$5,000?

Yes ☐ No ☒ (check (✓) one)

*If your answer is "Yes", please supply the total number and aggregate amount of all such actions and outstanding judgments.*

9. Are there any pending investigations, enforcement actions or formal complaints by the U.S. Department of Transportation and/or the Federal Aviation Administration involving the Substantial Interest Holder?

Yes ☐ No ☒ (check (✓) one)

*If your answer is "Yes", please describe each such investigation, complaint or action, indicate its current status or final disposition, and describe any corrective actions taken.*

10. Have any charges of unfair, deceptive or anticompetitive business practices, or of fraud, felony or antitrust violations, been brought against the Substantial Interest Holder in the past 10 years?

Yes \_\_\_\_\_ No ☒ (check (✓) one)

*If your answer is "Yes", please describe and indicate the current status/disposition of each such charge or proceeding.*

**11. Has the Substantial Interest Holder experienced any aircraft accidents or incidents (as defined in the National Transportation Safety Board Regulations, 49 CFR 830.2), which occurred either during the past year or at any time in the past and which remain under investigation by the FAA, the NTSB, or by the involved company itself?**

Yes ☒ No \_\_\_\_\_ (check (✓) one)

*If your answer is "Yes", please describe.*



Signature

6/3/22

Date

MARJAN AZIMI, Trust

Name/Title [Print]

## Detailed Response Sheet

Marjan Azimi Trust

[Name]

Question No. 11:

On July 2, 2021, at 0206 HST N810TA 737-200 landed in the water off the Honolulu Airport. The crew was rescued and there were no fatalities. The accident is currently under investigation by the National Transportation Safety Board.

  
Signature

6/03/22

Date

## **EXHIBIT RAI-3**

**DOT FITNESS EVALUATION  
COMPLIANCE QUESTIONNAIRE**

**NOTE:** Your responses to this questionnaire will be made part of an Application and Notice of Rhoades Aviation, Inc. d/b/a Transair (the "Air Carrier" or "RAI") to the United States Department of Transportation ("DOT"). **Please answer all questions fully and completely.** If more detailed responses are required or requested, please use the attached "Detailed Response Sheet". Once you have answered all questions fully and completely, **please sign and date your questionnaire responses.**

**1. Name and Address of the Air Carrier:**

\_\_\_\_Rhoades Aviation, Inc.  
\_\_\_\_PO Box 29239  
\_\_\_\_Honolulu, HI 96820 \_\_\_\_\_

**2. Title or Position of the Person Signing this Questionnaire on behalf of the Air Carrier:**

\_\_\_\_Vice President of Operations\_\_\_\_  
\_\_\_\_\_

**3. Is the Air Carrier a citizen of the United States<sup>1</sup>:**

Yes ☒ No \_\_\_\_\_ (check (✓) one)

**4. Are there any pending actions or outstanding judgments against the Air Carrier for more than \$5,000?**

Yes \_\_\_\_\_ No ☒ (check ('1) one)

*If your answer is "Yes", please list all such actions and outstanding judgments, including the date and amount of each such action and judgment, the party to whom it is payable, and how long it has been outstanding.*

**5. Are there any pending actions or outstanding judgments against the Air Carrier of less than \$5,000?**

Yes \_\_\_\_\_ No ☒ (check ('1) one)

*If your answer is "Yes", please supply the total number and aggregate amount of all such actions and outstanding judgments.*

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<sup>1</sup> Under the U.S. Aviation Code, "citizen of the United States" means—

(A) an individual who is a citizen of the United States;

(B) a partnership each of whose partners is an individual who is a citizen of the United States; or

(C) a corporation or association organized under the laws of the United States or a State, the District of Columbia, or a territory or possession of the United States, of which the president and at least two-thirds of the board of directors and other managing officers are citizens of the United States, which is under the actual control of citizens of the United States, and in which at least 75 percent of the voting interest is owned and controlled by persons that are citizens of the United States.

6. Are there any pending investigations, enforcement actions or formal complaints involving the Air Carrier by the U.S. Department of Transportation and/or the Federal Aviation Administration?

Yes ☒ No ☐ (check (✓) one)

If your answer is "Yes", please describe each such investigation, complaint or action, indicate its current status or final disposition, and describe any corrective actions taken.

7. Have any charges of unfair, deceptive or anticompetitive business practices, or of fraud, felony or antitrust violations, been brought against the Air Carrier in the past 10 years.

Yes ☐ No ☒ (check (✓) one)

If your answer is "Yes", please describe and indicate the current status/disposition of each such charge or proceeding.

8. Has the Air Carrier experienced any aircraft accidents or incidents (as defined in the National Transportation Safety Board Regulations, 49 CFR 830.2), which occurred either during the past year or at any time in the past and which remain under investigation by the FAA, the NTSB, or by the Air Carrier itself.

Yes ☒ No ☐ (check (✓) one)

If your answer is "Yes", please describe.

  
\_\_\_\_\_  
Signature

6/8/22  
\_\_\_\_\_  
Date

Tracy Reasoner/Vice President of Operations  
\_\_\_\_\_  
Name/Title [Print]



Detailed Response Sheet  
Rhoades Aviation

**Question No. 6:**

There are several pending FAA Letters of Investigation regarding RAI. Some of them are now encompassed by the FAA's recent Notice of Proposed Certificate Action

Notice of Proposed Certificate Action Rhoades Aviation, Inc., Case Nos.  
2021WP350002; 2021WP350009; 2021WP350013; 2021WP350014;  
2021WP350018; 2022WP350008:

RAI has requested the opportunity to discuss this matter in an informal conference with an FAA attorney. The FAA attorney assigned has granted RAI's request and a date is being scheduled.

Question No. 8:

On July 2nd, 2021, at 0206 HST N810TA, 737-200 landed in the water off the Honolulu Airport. The crew was rescued, and there were no fatalities. The accident is currently under investigation by the National Transportation Safety Board.

  
Signature

6/8/22  
Date